## LADIES'

MISSES' and CHILDREN'S

# NDERWEAR

JERSEY RIBBED, ALL WOOL. WOOL AND COTTON MIXED.

# Greatest Stock of Hosiery in the Cit

# THE PALACE AND SHOE COMPANY, son, Eblen, and Townsend; the latter served upon a grand jury before when the matter of this bribery was first 307 Commercial Street.

## Going out of Business Everything Must Go.

Tess and Spices. " Bottled Goods, Preserves, &c. Canned Goods and Baking Powders. " Package Goods, Soaps, &c. Coffees, Sugars, &c.

"Come early, as we will not stock up in any line after it is sold out. SROAT & GILE, Burke Block, Below Postoffice.

## - IF -

improvement, call on the undersigned for have a complete stock, and are morning. ready to supply any prepared contract, sewer

## Salem Improvement Co.

FRAUDULENT,-There is no physician in Salem or in any other place in Oregon except at our institutes in Forest Grove and Roseburg, who has the Keeley treatment to give, or who has any authority to administer such treatment, and any doctor claiming to give it is perpetrating a fraud. Nether have we any agents around to obtain We have many respectable friends who speak good words for us, and no work-

KINDERGNRTEN .- A meeting for the held at Miss Ballou's kindergarten tist church for this evening has been his predecessors to purchase supplies rooms, Friday, October 13, at 2 o'clock. postponed until November 9th, on ac- for prisoners. This was objected to Ladies of all ages, married or single, count of a mistake in dates, when sev- and argued, defence claiming the custhe organization of this class is the will deliver addresses .... A. H. Forst- that witness might say what study of child nature and the governmer is in Portland, .... Children in the supplies were. Prisoners were sup-

THAT ROBE-When Lawyer Me-Ginn drew that robe of innocence Presbyterian ministers won't bring sent them sums from 10 cts, to \$5 or the law did not say what supplies were, around his client in the circuit court room last night Harry Simon could hardly tell whether he was on this Grace, of Antelope, Eastern Oregon, who work in the stoye foundry got fied to this custom; there had been earth or in the streets of the New Jeru. are the guests of Mr. and Mrs. Geo. \$2.50 to \$5 a month for good work and many conversations on this matter and salem. But looking around and seeing Ashby. They expect to remain at least good behavior—some running as high defendant fully understood the situahis lawyer he concluded be must still a month..... The messenger boys are as \$100 to \$150 a year. The state stove tion. The jury was to determine be on earth.

print paper for the Capital Journal. been received by their Salem friends. bacco. Paid 30 to 35 cts. a pound. or, as against Simon's denial. She will come up again Saturday. Al. Herron is again their agent.

BOATING .- The new Portland passenger steamer Altona went up to Albany Wednesday evening, returning at 7 a. m., touching at the Boise wharf Miss Phillips will also go to New York prisoners' money, not the state's. for a moment and speeding on to Port- and returns in six weeks..... There is

PRICES CUT .- Be sure and call at 97 State street for New York wholesale prices on wall paper. In fine gilt papers the price is cut from 60 cents to 30 and 40 ceass. In common paper from 25 cents to 10 and 16 cents. Call early. 10-12 tf

To GRAND LODGE.—The following delegation from Salem are at the K. T. grand lodge in Eugene: Wm. Miller, G. W. Davis, R. S. B. an, W. H. Byrd, H. S. Jordan, F. C. Perrine, E. M. Lufore, P. H. D'Arcy and E. B. McEtroy.

EFFICIENT HELP WANTED .- TOAL is what every business should have, and it is one of the reasons why J. A. Van Eaton's trade is such a great success. Every detail of it is looked after by men who know how.

THE CHEAPEST .- Have the DAILY Journal left at your office or residence. Only 50 cts a month. By mail 25 cts a mouth.

The newest thing in footwear-ladies foot warmers. See them at Krausse

The finest case of first-class cigars in the city draws the smokers to Lunn & oks Capital drug store, Holman

## PERSONALS.

Mrs. E. M. Lafore, Misses Cusick and Boise were passengers for Eugene this

Mrs. Munly, of Portland, is the

Col. Eddy, of the railroad commission, is in Salem today.

Mr. E. H. Burr, of Calcutta, India, s-a guest at the home of Hon. B. F. Bonham, Highland.

## LITTLE LOCALS.

new store, which will be one of the Simon approached him largest grocery stores in the city .....

Misses Myra Albert and Florella Phil- to furnish tobacco for 5 to 25 cts. per actuated by high principles of morality tips start for the world's fair tomorrow. pound cheaper. Outside of prize money or by personal spite? He had allowed Miss Albert resumes her art studies. from shops and brick yards, it was the five terms of grand jury to go by before land like lightening. She will be up room for a nice brick on the Verani cor- who had appeared before legislative mon had pestered Downing a great

Miss Maggie Girard and Thos. H. had no malice growing out of libet and had assaulted him. Coming to Smith were not married at Chemewa suit Mrs. De Leon had begun sgainst the offer of a bribe, only 5 per cent was Wednesday, but at Salem today at the bim. resid nee of Rev. P. S. Knight. Miss

been issued to Mercy L. Nichols and offer and they, he and D. divide the ment was far clearer than his. Was it F. E. Wanless, both of Salem, Miss profits. Nichols was for some time caterer at the hotel de Kuight.

ployed in the Lockwood messenger ser- Sapt. Downing a percentage on tobacco. Mr. McGinn: This was a case of vice are reliable, and always please putrons with their promptness and intelligent work.

Heavy boots for wet weather at

White clover honey fresh at Clark & Eppley's.

Vermont maple syrup, genuine, on tap daily at Clark & Eppicy's. Rubber boots and shoes have advanced, but Krausse Bros. make very low prices on them just the same.

Get your nice fresh caudies atStrong's

High State Bribery.

The case of the state of Oregon against Harry S. Simon, on an indictment, charging that defendant had offered Geo. S. Downing, as superintendent of the state prison 5 per cent, dividend on a tobacco contract, was tried before Judge Burnett Tuesday afternoon. The court room was crowded with spectators and the ablest counsel was employed on both sides. The jury was as follows:

THE JURY. Taylor Foster, A. J. Patton, A. Olinger, F. Parish Ed. Beck, C. H. Benson A. E. West, W. R. Townsend, H. G. Sonneman, L. V. Eblen, T. Kirsch, N. F. Ryan, were called. All of these were accepted but Messrs. Patton, Benserved upon a grand jury before when brought up. The remainder could not be accepted because of probable prejudice. O. I. Morris, J. Allingham, V. Dencer, and J. L. Cook were drawn and accepted by connsel on both sides. THE CASE.

After District Attorney McCain statthe charge, Judge Bonham opened the case for the defense. He contended that it was not Supt. Downing's duty to purchase tobacco for prisoners. Prisoners were there for punishment and not to be indulged in luxuries. The law did not contemplate appointing a superintendent of a state prison to ge out as such and buy tobacco for convicts. Simon was a political opponent and critic of the administration of Mr. Downing. The case had its origin it malice growing out of a political controversy. Downing and Governor Pennoyer had ill will toward Simon, who was prosecuted to close his mouth and and to be forced to refrain from criticising this administration, and to punruest of her son, the governor's private ish him for reflecting upon public offi-

THE WITNESSES.

Geo. S. Downing: was superintendent of the state prison prior to March 1st, 1891. Simon had insisted on allowing him to furnish tobacco to prisoners. Gilbert & Patterson bad the contract and were giving good satisfaction. Simon asked him to call at his place Monday at 2 p. m., went next day. Hugh H. Thompson is at Eugene on Simon said, we have talked about topatients either on commission or salary, a short visit ..... The Second Regiment bacco business long enough, I wil band will give a series of promenade give you 5 per cent., or 10 per cent concerts at Armory ball, commencing back, on my bill. That has been done men at "so much a head." Frank Saturd y evening, Oct. 14th. Admis- said Simon, and is perfectly legtimate Dayey, manager Oregon Keeley insti- sion 10 cents. .... The Salem Social Witness said he told Simon a man would d&w Daucing club gave its first ball last rob his dead mother who would offer evening at Reed's opera house. About to take a percentage on a prisoner's totwenty couples attended, .... The mis bacco, It was his duty to purchase organization of a mothers' class will be sionary meeting announced at the Bap-supplies and it had been the custom of eral missionaries returning to China tom did not govern. Court ruled ment of children according to Froebel's Oregon Kindergartens sang "Good plied twice a month with a blank Morning, Merry Sunshine," for the ordersheet and the list embraced nearly first time in weeks ..... We hope the everything in the market. Friends such a storm to Eugene ..... Mr. and even more. A book was kept and each Mrs, D. S. Kimsey and daughter, Miss prisoner had an account. Prisoners or not; their own witness Collins testiall right .... Dr. Clinton T. Cooke, son works also made some allowance to whether Simon had corruptly offered of Mr. and Mrs. J seph Cooke of Salem, prisoners to buy such supplies and to a bribe of 5 per cent to get this contract. THE ELWOOD,-This popular boat and Miss Edith May Harris, formerly bacco. The governor had ordered him Simon knew that Downing was buying will this year resume business on the of the Capital City, were joined in the to furnish tobacco to all convicts worklower river. She came up from Port- holy bonds of matrimony at Minneap- ing in the brick yard. Simon knew of ployed on the outside of the prison. land yesterday evening with a heavy olis, Minnesota, on Wednesday, Octo- this practice and these funds and that This crime was corroborated by Humload of freight, including 200 reams of ber 14th. The wedding cards have the witness had the buying of this to-.... Tom Burroughs is moving into his This was all in comtemplation when

Capt. Humphrey: Knew the parties. Humphrey did not corroborate Down-Girard's fath r wanted her to marry a Was present in March, 1891, heard part ing. The governor had no distinct recwhite man but the young lady very of conversation between Downing oliection of what took place. He was sensibly thought she had as good right and Simon. Downing was saying that engrossed with the affairs of the whole to choose a partner of Indian blood as Simon was trying to bribe him. Simon state. The governor became angry at said it would be money in the state's Simon and could recall only "per cent-To WED.-A marriage license has pocket if Downing would accept his age" and "tobacco" and Simon's state-

was governor of Oregon in March 1891. Deated this theory. It was in a private Simon had talked with him in his of- capacity that the superintendent sup-Good Boys,-The young men em- fice. I asked him if he had offered cial duty.

THE STATE VS. H. S. SIMON. He said he had. I had heard about his grave importance to the defendant. Officials and Alleged asked him for the purpose of testing the citizen of his liberty and establish a

Q. Governor, do you really think Si-

was not proper to go to the jury because instruct, this tobacco for the prisoners.

Overruled,

The attorneys retired for consulta-

Geo. Collins: Was warden and superintendent of prison, purchased toacco for prisoners with their own noney, and for the prisoners when emsloyed on state work furnished money for that purpose; such money was kept is a separate fund.

Cross-ex; Purchased some tobacco him for forgery of a note.

H. S. Simon; Never offered 5 per ducting a lottery during fair week. ent commission to Downing; Downing said he could not furnish it at 25 per ent. less; I charged Downing with son; action for money; nonsuit on molishonesty and drinking and the gov- tion of plaintiff. ernor ordered me out of the house. De- 32. C. P. Glover, executor of the esnot get contract because parties furnish- defendants, ing it were on his bonds.

acter of H. S. Simon.

and asked if Gilbert & Patterson were of summons argued. on his bond. Cavanaugh had said

not supplies furnished by state; he had filed. declined to furnish any.

Dist. Attorney McCaiu: Testimony showed that custom was for superin- estate described in the complaint and tendent to purchase all supplies for for custody of the minor child, Mary prisoners employed by state with state Helen Mize, and for costs and disbursemoney; this was not called in question; or whether it was proper to buy tobacco the lead over everything in the city, at

John A. Carson: The case was too friviolous to have ever occupied the Cross-examined. Simon had offered the time of this court. Was Downing he appeared against Simon. The mocommittee as a witness against him. deal. Cavanaugh was a malicious op-Had appeared before grand jury as a ponent of Simon's. He had violated MARRIED.—Owing to some mistake witness to have Simon indicted. He the confidence of brother Odd Fellows, enough to make Downing angry.

Downing's duty to supply the tobacco Governor Pennoyer: Knew Simon; to convicts? Bush and Collins had re-

Used in Millions of Homes-40 Vears the Standard

door and he could go out.

he was committing a crime.

Overruled by the court. the tobacco contract. He wanted me prosecuted because he had criticized to convoy this to Downing. Made those high in authority. No complaint son, Ehlen, and Townsend; the latter this proposition after he was appointed was made until Simon crowded the assistant warden. Same offer was state officers hard and then they went made in February before.

Cross-ex: Had once paid a fine for this contract.

superintendent of the prison.

that time.

No cross-examination. J. J. Walton, Capt. L. E. Pratt, C. tiff without costs, A. Gray testified to general good char-

they were. Question ruled out.

A. Bush: Was superintendent of settled. penitentiary under Gov. Thayer. Pris- A. Bush vs. S. Z. Mitchell et al., ac-

ARGUMENTS.

trying to bribe Downing and had When the state undertook to deprive a matter. After he had made the con- crime, it must prove its case beyond a fession be told him that there was the reasonable doubt and to a moral certainty. A man could not be convicted Cross-ex: He claimed he had offered just because certain persons stood high o sell tobacco at a reduction from what in authority. The robe of innocence surrounded a man from the beginning of a trial to the last word of the judge. mon was trying to bribe a public offi- The jury was not here to wash the dirty linen of Downing or Simon. Had A. I dont think he was conscious that a crime been committed? Why had not Downing appeared before he did? Why did he jump onto Simon only Jos. Cavanaugh: Was shop guard at after Simon had appeared against him? time Simon matter came up. Simon It was a personal matter from end to goods, ALL WOOL, Home made him a proposition to intercede end. It was persecution. It was and get him contract to supply tobacco. venom and malice on the part of Simon proposed through him to give Downing and Cavanaugh. The time Downing 5 per cent. of net profits on was gone by when a man could be

before the grand jury. All the state had in this case was a assaulting Simon. Simon asked him few oral admissions. To remember for on the links of an Odd Fellow to get two years the words said about so important a matter as involved a man's McGiun moved that court instruct liberty. Such admissions must be takury that this case be dismissed as it en with distrust and the court would so

t had not appeared that it was the offi- The district attorney read the law recial duty of Supt. Downing to purchase lating to duties of the prison superintendent, and bribery, and reviewed the evidence.

The jury after being out forty-five ion and then the defense called an ex- minutes returned a verdict of not

> The "staff of life" whole wheat flour at H. M. Branson & Co's.

## THE CIRCUIT COURT.

WEDNESDAY AFTERNOON. F. Deye had a true bill found against

with state money for prisoners, per. Not true bills were returned upon paps for one-half. Had 300 men at the cases of Geo. Fredrickson and Wm. Conway who were bound over for con-

THE DOCKET. 9. F. G. Kennel, vs. Eric Ander-

ailed conversations with Cavanaugh, tate of William Glover, vs. Lucy Sauu-Knew what parties were furnishing to- ders, et al, foreclosure; W. H. Eagan bacco for. Cavanaugh said he could appointed guardian ad litem for minor

Irvine L. Lindsay vs. Ida Lindsay, divorce; findings and decree for plain-70. Oregon Land Co. and H. P. Me-

Nary, trustee, vs W. H. Stubbins, et al Supt. Downing recalled on rebuttal foreclosure. Motion to quash service BOOK 77. Jno. M. Wolford vs. R. David

and Emma David, action for money

mers bought their own tobacco; was tion for money; amended complaint

Stella Mize vs. F. B. Mize, divorce fludings and decree for plaintiff for divorce and one-third of defendant's real

J. W. Beatty vs. T. F. Goodrich, action for money; motion to strike out part of answer overruled. Demurrer to new matter in answer argued and same overruled. Alexander Spong vs. J. M. Spong,

action for money; demurrer to answer overruled. The "little wonder," five different positions in one picture, is now taking

Cherrington Bros. Lace boots, headquarters at Krausse

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of cod-liver oil its use was limited

to easing those far advanced in consumption. Science soon discovered in it the prevention and cure of

consumption.

of cod-liver oil with Hypophosphites of lime and soda has rendered the oil more effective, easy of digestion and pleasant to the taste. Prepared by Scott \* Bowns, N. Y. All druggists,

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Largest Gun in the World. Is on exhibition at the great world a fair. You ought to see it. This is the month of months to visit the fair, pleasant days, cool nights, delightful travel-

Maximum comfort enroute to Chicago on the vestibuled fimited trains of the Chiesgo, Union Pacific & North western line. See your nearest Union Pacific agent for rates or other informs

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Don't Pick Over None of 'em.

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Rates, \$2.50 to \$5.00 per Day

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Monday, Sept. 25th.

2d, at the same place. For particulars apply to

MRS. P. S. KNIGHT,

BEATS THEM ALL. - This year brei the record of record breaking. Saler popular grocer, J. A. Van Eston, but the record long ago for pleasing by patrons on the best goods, lowest pris and quickest delivery.

Headquarters for all daily papers.

J. L. Bennett's post office block per

# ENTERTAINMENT.

Opera House, Friday, October II, a 8 a. m. Miss Sara N. Brown, under the auspices of the M. E. Sunday

PROGRAMME. Welcome Tonight ... Messrs. Miller, Swafford, Bozorth, Legui Bozorth.

Scene from Romeo and Juliet. S Miss Sava M. Brown. a Le Jet D'Eau b Valse, Op. 4 No.2. c L Avalanche. Miss Giadys Byrne. Wonderful Tar Baby Story. Miss Sara N. Brown. Last hours of Joan D'Aro. Miss Maggie Alderson. The Light from Over the Hange. Miss Sara N. Brown.

PART II. On Blooming Meadows Rive-En
Miss Mande Hirschend Matt Whan
a The Low Bocked Car (with musical ac-

compatiments).
b How Girls Study
Miss Sara N. Brown.
a Spanish Dances No. 1. Mrs. Florence B. Cartwright and Miss Byrne The Charlot Race

Miss rara N. Brown.

Flow Gently Deva Part
Miss Neille Carpenter and Prof. Z M Parts

Admission, 50 cents; children under Reserved seats at Dearborn's without extra charge.

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SALEM, OREGON - Menter en men. Men's and youth's suits and overcrats at cost.